

V. Elizabeth Grayson (VG 2792)  
Attorney at Law  
270 Ninth Avenue  
San Francisco, CA 94118  
(415) 386-3367

Attorney for Plaintiff  
Jet Star Enterprises, Ltd.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	
JET STAR ENTERPRISES LTD.,	:
	:
Plaintiff,	:
	:
-against-	:
	:
GEORGE SOROS, PERNENDU CHATTERJEE,	:
DEUTSCHE BANK TRUST CO. AMERICAS,	:
MORGAN STANLEY CS AVIATION	:
HOLDINGS LLC, WELLS FARGO BANK	:
NORTHWEST, N.A., AKIN, GUMP et al,	:
BINGHAM, McCUTCHEON et al., SIDLEY,	:
AUSTIN, et al, and MB STATUTORY TRUST,	:
	:
Defendants.	:
-----X	

05-CV-6585 (HB)

**NOTICE OF MOTION**

**Filed Electronically**

**PLEASE TAKE NOTICE** that, upon the accompanying Memorandum of Law and all prior proceedings herein, the undersigned will move this Court before the Honorable Harold Baer, Jr., United States District Judge, at the United States Courthouse for the Southern District of New York, 500 Pearl Street, New York, New York, at such time as the Court hereafter determines, for an order pursuant to Federal Rule of Civil Procedure 12(b) converting Defendants' pending Motion to Dismiss to a Motion for Summary Judgment, and staying further briefing and decision of said motion until discovery is completed. In the alternative, plaintiff moves the Court for an order striking

all matter outside the pleading from defendants' pending Motion to Dismiss. Plaintiff further moves this Court for an order vacating the briefing schedule on Defendant's Motion to Dismiss and propounding a briefing schedule for plaintiff's instant cross-motion.

Dated: San Francisco, California  
October 8, 2005

By /s/ V. Elizabeth Grayson  
V. Elizabeth Grayson  
Attorney at Law  
270 Ninth Avenue  
San Francisco, CA 94118  
(415) 386-3367

Attorney for Plaintiff  
Jet Star Enterprises. Ltd.

**TO:**

Lauren C. Gould, Esq.  
Bingham, McCutcheon, LLP  
399 Park Avenue  
New York, N.Y. 10022  
(212) 705-7000

Attorney for Defendants Deutsche Bank, Morgan Stanley CS Aviation Holding LLC, MB Statutory Trust, and Bingham, McCutcheon LLP

Kenneth J. King, Esq.  
Patterson, Belknap, Webb & Tyler  
1133 Avenue of the Americas  
New York, N.Y. 10036  
(212) 336-2555

Attorneys for Akin, Gump, Hauer & Feld LLP

John L. Karesh, Esq.  
Vedder, Price, Kaufman & Kammholz, P.C.  
805 Third Avenue  
New York, N.Y. 10022  
(212) 407-6990

Attorneys for Wells Fargo Bank Northwest, N.A.

Lance J. Gotko, Esq.  
Friedman Kaplan Seiler & Adelman, LLP  
1633 Broadway  
New York, N.Y. 10019  
(212) 883-1115

Attorneys for Sidley Austin Brown & Wood, LLP

Raymond L. Fitzgerald, Esq.  
Butler, Fitzgerald, Fiveson & McCarthy  
350 Fifth Avenue  
Suite 6215  
New York, N.Y. 10118  
(212) 615-2200

Attorneys for George Soros

Dustin F. Hecker, Esq.  
Posternak Blankenstein & Lund, LLP  
The Prudential Tower  
800 Boylston Street  
Boston, MA 02199  
(617) 973-6131

Attorneys for Pernendu Chatterjee

David A. Piedra, Esq.  
Morrison Cohen LLP  
909 Third Avenue  
New York, N.Y., 10022  
(212) 735-8600

Local Counsel for Pernendu Chatterjee